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HEAD-ON COLLISION DEALS DEATH TO CREW OF TRAIN

FOURTEEN ELKS TRAINS HELD BEHIND WRECK MORE THAN TWELVE HOURS

GRAND JUNCTION, July 10.—Three trainmen killed and one fatally injured and trifle tied up for more than twelve hours, are the results of a head-on collision that occurred about 3 o'clock this morning near Cisco, Utah, sixty miles west of here, between Section 5 of the westbound Denver & Rio Grande passenger train No. 3 and an eastbound sheep train. The wrecked passenger train was carrying regular

passengers only. The Philadelphia Elks special left here at Section 4, one hour ahead of the wrecked train. When the latter reached Pinto it found the special on a siding, the engine having gone dead. The Elks special had orders to pass the sheep train at Cisco, but the crew of Section 5 knew nothing of the freight.

Fourteen special trains carrying Elks to Los Angeles were held here all day on account of the wreck. They left for the west at short intervals, at 5:30 this evening.

RACY TESTIMONY IN PETITION FOR DIVORCE

SEPARATION DENIED IN ACTION OF DAVENPORT AGAINST DAVENPORT

After a lengthy trial yesterday afternoon, in which evidence of such an offensive nature was introduced that the court was compelled to suppress a part of the testimony, Mrs. Katie W. Davenport lost her suit for divorce from William E. Davenport.

Cruelty was the principal allegation set up by the plaintiff, through Attorney J. Weinberger, as a ground for a decree.

Davenport, who was represented by Jones & Flannigan and J. M. McCollum, admitted that on one occasion he had slapped Mrs. Davenport in the face and at another time had thrown her across a bed. The only time he handled the plaintiff in what he termed a rough manner, he testified, was when she had threatened him with a Winchester. He considered that there had been sufficient provocation for his act.

Through a number of witnesses, Davenport established the fact that his wife had been seen in company with other men at night, on different occasions. He attempted to explain what his wife had told him after having returned from one of her nocturnal visits, but the court declined to hear but a small part of the testimony.

The suit ended by judgment being rendered for the defendant, who opposed the action for divorce. The bonds of matrimony were not severed by the court.

MORE FRIENDLY TERMS BETWEEN TWO NATIONS

LIMA, Peru, July 10.—Dr. Porras, minister of foreign affairs, said tonight that the Peruvian government is perfectly satisfied with the decision of the Argentine government, which he said would make more friendly relations between Peru and Bolivia.

POLICE SEARCH FOR CHINAMAN CAN FRANCISCO, July 10.—Before the Pacific line Asia put to sea today, the police explored every nook and cranny of the vessel in a fruitless search for Leon Ling, the Chinese, wanted in New York in connection with the murder of Elsie Sigel.

FILIBUSTERING PARTY AT PHOENIX IS BEING WATCHED BY OFFICER

PHOENIX, July 10.—Deputy United States Marshal Thomas Mooney has a great deal of responsibility on his hands just now watching a filibustering movement or a movement which may develop into a filibustering expedition. It is understood that he is acting under instructions from the treasury department conveyed to him through the department of justice.

The suspected head of the movement is Colonel Robert Hamilton who has for some time been a well known figure about the sheriff's office and is still better known as a mining man of the Bill Williams country.

The treasury department has not been informed of the country against which the activities of the filibusterers are to be directed, but Deputy Marshal Mooney has been directed to guard all ports along the Salt and Gila rivers and to inspect carefully the papers of all craft putting to sea.

RECOUNTS TALE OF SHAME TO SAVE HUSBAND

WIFE TESTIFIES TO RELATIONS WITH SLAIN MAN IN TRIAL FOR MURDER

DETROIT, Mich., July 10.—Mrs. Ethel Boyajian, testifying today in behalf of her husband, Dr. G. K. Boyajian, on trial for murder, told the story of her relations with Harootian Gostanian, her husband's nephew, which Dr. Boyajian's attorneys contended poisoned his mind so that he was irresponsible when he shot and killed Gostanian in police court here April 30.

Mrs. Boyajian said that while Dr. Boyajian was away on a lecture trip in April, Gostanian attacked her, repeating the assault on three occasions. She declared he threatened to kill both her and the doctor if she revealed what he had done, and she was afraid to resist him further or disclose his actions.

On cross examination, she admitted having called several times on Gostanian at his rooming house and having telephoned to him there, but denied that there was anything wrong in her actions.

FRENCH MINISTER FIGHTS A DUEL

PARIS, July 10.—M. Callaux, minister of finance, who was struck in the face as he was leaving the senate chamber, yesterday, by Charles Dos, former deputy, fought a duel with his assailant on the Bois Vincennes. The weapons used were pistols, and after a harmless exchange of two shots, the duels left the fire unrecalled.

STRIKEBREAKER BEATEN BY TIN PLATE WORKERS

WHEELING, W. Va., July 10.—William Egan, said to be a former member of the Amalgamated Association of Iron, Steel and Tin Plate Workers, was beaten nearly to death today by sympathizers of the tin plate strikers. Constable Emmet Clark was roughly handled by the mob and sent to the hospital. Egan engaged men to work in non-union mills during the present strike.

SOLOMONVILLE PRISONER DIES OF TUBERCULOSIS

Special to Silver Belt.
SOLOMONVILLE, July 9.—Jose Rodales, a prisoner in the Graham county jail, with several murder charges standing against him, died yesterday of lung trouble.

Rodales had been a prisoner at the county jail for some time and was a "trustee" of that institution.

He had been ill for some time, worry over his plight being responsible for his condition. A verdict of death from natural causes was returned by the coroner's jury.

BOLIVIANS PROTEST

GOVERNMENT APOLOGIZES FOR ATTACKS, BUT RIOTING CONTINUES

LA PAZ, Bolivia, July 10.—Thousands of Bolivians attended a meeting in the public square this afternoon to protest against the decision of Argentina in the boundary dispute between Bolivia and Peru. It is reported that the Bolivian government will refuse to accept the decision, claiming it implies a loss of national territory.

The government has apologized for attacks made by citizens on the Peruvian and Argentine legations, and promised to prevent a repetition of these attacks. Street mobs, however, continue to be very disorderly.

BIDS RECEIVED ON BRIDGE CONTRACT MONDAY

CHANGE OF PLANS CAUSES LAY IN M'CORMICK WASH IMPROVEMENT

With several bidders contesting for the work, the contract for the erection of a bridge across McCormick wash at Sutherland street, will be let by the committee in charge Monday afternoon.

The disposition of the contract was to have been made yesterday, but some delay in completing the plans made a short postponement necessary.

The new bridge will be thirty feet wide, with provision for extending it the full width of the street, when that thoroughfare is improved. An extensive fill will be made to bring the street up to grade at the ends of the bridge.

In addition, the property owners along McCormick wash, from Sutherland to Hill streets are preparing to build a concrete retaining wall along their property, to confine the waters of the wash in the rainy season. It is probable that in a short time a flume will be constructed which will carry the water from the hills in the eastern part of the city from Sutherland street to Pinal creek, making the liability of a deluge during the rainy season much less than under present conditions.

YEAR FOR DE GULIO FOR UTTERING BAD BILL

PLEA OF MRS. BECK CONTINUED TILL TUESDAY—JUDGMENTS ISSUED FOR DEBT

Joe De Gulio, who was found guilty of passing a worthless \$100 bill, the issue of a defunct Missouri state bank, was sentenced to a year in the territorial prison by Judge Ernest W. Lewis yesterday.

Motions for a new trial and for the arrest of sentence were overruled by the court. De Gulio's sentence dates from June 29.

Time for the entering of a plea, in the case of Mrs. Margery Beck, charged with an assault with intent to commit murder, was continued until next Tuesday.

In the suit of Alice Howard vs. the Globe Standard Mining company, judgment was entered for the plaintiff. The suit was to recover on a note. Judgment was also awarded the plaintiff in the suit of J. P. McNeil against the same company.

CONFERENCE MAKES GOOD PROGRESS ON TARIFF

MEMBERS PLACE TEN DAYS AS PROBABLE TIME NEEDED SARY FOR WORK

HOLD TWO SESSIONS PER DAY

CHANGES PREDICTED IN CORPOR- ATION INCOME TAX AND INHERITANCE TAX

WASHINGTON, July 10.—Instead of 847 amendments, it was found today when the conferees met that only some 300 vital changes in the house tariff bill had been made. More than 290 amendments consisted of changing of phraseology. This was necessary because the senate consolidated the dutiable and free lists and made the maximum provisions. Adjustment of the differences between house and senate does not seem so hard a task.

Few members of the conference committee are willing to place the time necessary for the completion of the conference at less than ten days.

Two sessions of conferees were held today. The first began at 10 a. m. and continued until 1:05 p. m. A recess was taken until 2:30, when the afternoon session began. It was agreed that these hours should continue through the conference.

The afternoon session lasted until nearly 6 o'clock, when adjournment was taken until 10 a. m. Wednesday.

All conferees were present today except Cullom, who is not in the city.

Amendments were considered today in numerical order. When the session closed for the day the conferees had passed through the chemical and earthenware schedules and more than half way through the metal schedules. All amendments of the schedules, however, were not settled. The corporation tax amendment has not been considered by the conferees in any way. Nevertheless, it was predicted in congressional circles tonight that the proposed tax on net earnings of corporations would be reduced in conference from 2 to 1 per cent. It was reported that the corporation tax provision might be eliminated and the house inheritance tax provision restored to the bill, but no confirmation of this story could be had nor could its origin be traced.

WHITE HOUSE CONFERENCE

WASHINGTON, July 10.—What was believed to be a conference on the corporation tax feature of the new tariff bill was held at the White House tonight between President Taft and Attorney General Wickersham.

MOTORISTS KILLED

TWO MEET DEATH WHEN CON- TROL OF RACER IS LOST ON CANADA TRACK

MONTREAL, July 10.—C. K. Batchelder of Newport, Vt., and J. Twohey, of Montreal, were killed at the second annual race meet of the Canadian Automobile club at Blue Bonnets track this afternoon.

Batchelder was driving a 60-horsepower Stearns in the ten-mile open race for stock touring cars. Twohey was his mechanic.

On the eighth mile, rounding into the back stretch, Batchelder pulled out to pass Burnham. The Stearns was seen to dash into the fence, fly over an embankment, and come to a stop forty yards beyond. Twohey was found dead with his neck broken. Batchelder was still breathing but horribly mutilated. He died soon after.

HENEY TO ALASKA

SAYS HE WILL RETURN IN TIME FOR SECOND TRIAL OF CALHOUN

SEATTLE, July 10.—Francis J. Heney, of San Francisco, left for Cordova, Alaska, today on the steamer Ohio with his friend M. J. Heney, the Copper River railroad builder. Before leaving he said he would be back in Seattle in ten days and would be in San Francisco in time to participate in the Calhoun trial.

ONLY MARRIED TWO WOMEN IS PLEA OF BIGAMIST

OFFERED WIFE NO. 2 JEWELS, PALACE AND LIFE OF EASY LUXURY

MADE GOOD FOR THREE DAYS

IS GLAD TO GO TO PRISON TO ESCAPE WRATH OF PAIR OF SPOUSES

SAN JOSE, July 10.—Christian C. Johnson was given a preliminary examination this afternoon upon a charge of bigamy, and will plead guilty in the superior court Monday, and by Tuesday will probably be enroute to San Quentin.

He wants to be sentenced quickly and seek refuge behind the bars. He denied that he was married to any other woman besides Mrs. Leopold and Mrs. Tretheway.

When Mrs. Tretheway took the stand she said:

"We were married right here in this courtroom. We stayed in San Jose that night. Saturday I went to Santa Cruz and he went to San Francisco. The next day we met in my home in Stockton. Monday I discovered a letter in his pocket addressed to Mrs. Ida Mitchell in San Francisco, in which he referred to her as 'My dear little wife.' He denied he had ever married any one but me, but I put him out, baggage and all, giving him \$5 so that he would not have to walk back to San Francisco."

"I married him for his wealth and for the children's sake. He told me he had a palace, horses, carriages and jewels, and that I would just have to fold my hands and take it easy the rest of my life and that my children would have the best educational advantages."

Bail was fixed at \$5,000 and Johnson was taken into custody by the sheriff.

HORSES RUINED AND MEN KILLED IN WRECK

ALICE EARLY, FAMOUS TROTTER, LAID UP FOR WEEKS ON WAY TO RACES

CHICAGO, July 10.—Two men were killed, two seriously injured and thirteen blooded trotting and pacing horses owned by W. B. Taylor, on the way to the Illinois Valley circuit meet at Aurora, Ill., were bruised and "fouled" in a freight wreck on the Chicago, Burlington & Quincy near Plano, Ill., this afternoon.

The killed were:

DANIEL STEVENS, horse owner and trainer.

RAY ENSIGN, trainer.

The injured: Frank English, trainer, and a negro follower of horses known as "Midnight" to horsemen in all parts of the country. None of the horses will be fit to race for a month. One of those injured is Alice Early, a famous trotter.

COLORADO IS DAMP

RAINFALL TO DATE MORE THAN NORMAL FOR AN ENTIRE YEAR'S TIME

DENVER, July 10.—According to figures of the United States weather bureau, the rainfall so far this year in Denver and eastern Colorado in general is in excess of the normal precipitation for the entire year.

Some parts of eastern Colorado, the land of so-called "dry farms" show a rainfall on June of more than seven inches.

The total fall in Denver since January 1, is 14.30 inches. Since July 1, the fall has been nearly six inches.

Nearly half an inch of rain fell within five minutes last night.

Throughout the entire eastern portion of the state the rainfall has been sufficient to supply dry farming territory at the usual rate for several years.

WESTON NEARING END OF 4,000 MILE WALK

BLUE CANYON, Cal., July 10.—Edward Payson Weston, the 70-year-old pedestrian, nearing the end of his 4,000 mile walk, passed through here at noon today. He said he would go farther than Colfax tonight, were it not that he would have to go twenty miles to reach another stopping place. He will have covered thirty-eight miles since leaving Summit early this morning.

Weston expects to arrive at Sacramento Saturday and at San Francisco Tuesday.

INHABITANTS FLEE FROM DWELLINGS IN QUAKE

MARSEILLES, July 10.—An earthquake shock occurred last night in the same region which suffered from disturbance in June. The shocks lasted four or five seconds and were in direction from east to west. The inhabitants of Rogues, Lambos and St. Cannat and other communes in the Aix district, were panic stricken and rushed from their dwellings. They are now camping in the open.

At Toulon, there was a slight earthquake shock this evening, but no damage was done.

ELEVEN ARE INJURED WHEN RAILS SPREAD

WASHINGTON, July 10.—Eleven persons were injured as the result of a spreading rail, causing the derailment of a passenger train on the Southern railway near Blantyre, N. C., late today. The first-class cars and parlor coaches were turned over.

BROWNSVILLE HOUSES KNEE DEEP IN WATER

BROWNSVILLE, Texas, July 10.—Surrounded by water, the inhabitants of West Brownsville today are fearful of the consequences should the Rio Grande continue to rise. Small houses west of the city stood in several feet of water.

LANGFORD TRIES TO RAISE KETCHEL'S OFFER

MANAGER SAYS PLenty OF OTH- ERS ARE WILLING TO PAY MORE THAN ELY

BOSTON, July 10.—Willis Britt, manager for Stanley Ketchel, will have to increase his offer to Sam Langford by \$5,000 or the match arranged between the two middleweights for the championship at Ely, Nev., September 16, will be all off, according to Manager Woodman, who represents Langford.

Woodman received the articles from Ketchel tonight and said he would insist on an additional \$5,000 for his share or a total of \$12,500 for Langford, before he would sign, Ketchel to take the balance of the \$25,000 purse.

The Mission club of San Francisco, the National club of Pittsburgh and the National club of Philadelphia, according to Manager Woodman, have offered practically the same purpose to Ketchel as Ely, with a better offer for Langford.

MISSOURI RIVER IS STILL MOUNTING SKYWARD

KANSAS CITY, July 10.—Flood conditions along the Kansas and Missouri rivers and tributaries in this vicinity continue to cause apprehension. The Missouri river at Kansas City remained at 25.4 feet all day, but weather officials say it will probably be 26 feet by daylight, and if so a few of the west bottom streets will be flooded.

Train service west of here is badly demoralized. Freight service is practically at a standstill.

ELKS CELEBRATION OPEN IN BLAZE OF GLORY

ANTLERED HERD GATHERING BY THOUSANDS IN ANGEL CITY FOR CONVENTION

MAGNIFICENT FLOAT WILL HEAD ARIZONA DELEGATION—GORGEOUS HEADQUARTERS DECOR- ATED IN LODGE COLORS.

LOS ANGELES, July 10.—To the music of many bands arrayed in gorgeous uniforms, visiting delegations of gave impromptu parades through the streets of the city tonight, which are brilliantly lighted and superbly decorated with the purple and white colors of the order. Special trains over transcontinental routes and coast-wise steamers, each bring their quota of guests, prominent among today's arrivals being Rush L. Holland, grand exalted ruler, and Grand Secretary Robinson. The reception of the grand officers was the feature of the day.

Tomorrow trains to the number of twelve are scheduled to arrive. Upwards of fifteen thousand Elks, in town now, will be swelled to over double by tomorrow night. A thousand automobiles have been requisitioned Sunday to convey the guests on a sight-seeing tour of the city.

Beginning Monday, the program continues with events, spectacles and entertainments of various kinds.

The executive committee of Arizona Elks, composed of S. Michelson of Phoenix, chairman; E. W. Spiers of Bisbee, secretary; Dr. E. S. Miller of Phoenix, Jack Jaeger of Prescott, Elliott Evans of Phoenix, E. G. Mustain of Douglas, Patrick Rose of Globe, and Malford Winsor of Yuma, have established headquarters, and these apartments have been gorgeously decorated in colors of the order represented by flowers.

The Arizonans have spent \$12,000 in preparations for the entertainment. Of this, about \$3,000 has gone into the preparation of the big Arizona float, to be entered in the parade. The float consists of a huge bowl of solid copper, about ten feet high and eight feet in diameter, artistically wrought, with broad bands of many colored copper ore incrustated like great claws. Among these ore will be exquisitely colored peacock ores, dark green and light blues, azurites, amethyst and emerald tints of silicates and all shades of the many copper-bearing quartzes, making a picture no brush could paint. About this bowl will stand four gigantic elk.

The float will be accompanied by about 300 Elks from the territory in uniform, in addition to whom will be about 1,000 members of the order in this city through the convention.

The Arizona delegation will be headed in the parade by the crack Indian band from the Phoenix Indian school, numbering fifty pieces, and lodges represented in the line of march, enumerated alphabetically, will be Bisbee, Douglas, Flagstaff, Globe, Kingman, Phoenix, Prescott, Tucson, Winslow and Yuma.

Thousands of Arizona booklets will be distributed at headquarters and everything will be done to show the convention crowds what can be done in the big territory.

WATERS SUBSIDING

PERRY CREEK RETURNING TO ITS BANKS AFTER CAUSING BIG LOSS IN FLOODS

SIoux CITY, Iowa, July 10.—Tonight, little Perry creek, which suddenly overflowed its banks this morning, causing a loss estimated at \$500,000 to \$1,000,000, has nearly returned to its channel.

Many of the five hundred families driven from their homes, will not be able to return for several days.

Because of the flooding of the power plant at Sioux City, Iowa, the service company, the electric car service is entirely tied up.

WEST INDIAN MURDERER COMMITTED FOR HEARING

LONDON, July 10.—Madaral Dhinagiri, the Indian student who shot and killed Colonel Whyllie and Dr. Cawas Laloea, today was committed for trial at the Old Bailey for murder. The prisoner has denied the right of any English law court to arrest or sentence him.